IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.1405 OF 2005

WITH

CIVIL APPLICATION NO.1404 OF 2005.

IN

FIRST APPEAL ST.NO.6315 OF 2005.

The Oriental Insurance Co.Ltd. : Appellants.

versus

Kum.Shweta Anil Tekade & ors. : Respondents.

Mr.J.S.Chandanani for the appellants.

Mr.U.B.Nighot for the respondents.

CORAM : D.G.DESHPANDE,J.

DATED : 24th August 2005.

ORAL ORDER

1. So far as the Civil Application No.1405 of 2005 is concerned, it is for condonation of

delay of 62 days. This application is opposed by the counsel for the respondents on the ground that the delay has not been properly explained. According to the appellants, the papers were sent from one office to another office and, therefore, the delay occurred. Looking to the facts and circumstances and the explanation given, the delay is condoned subject to payment of costs of Rs.500/- to the advocate for the respondents. Payment of costs is a condition precedent. Costs to be paid within two weeks from today. Application is disposed of.

2. So far as Civil Application No.1404 of 2005 is concerned, it is for stay. Counsel for the appellant states that the appellant has deposited the entire decretal amount as directed by this court. In view of this statement, ad interim stay to continue. Appellants to serve the copy of the civil application upon the respondent.

3. Put up the appeal for admission after two weeks.

[D.G.DESHPANDE,J]